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Docket No: 3140-25A  
File No: 1159.41346CP6  
Client No: MERL-1197-CIP

PATENT

**APPENDIX B OF PREVIOUSLY ENTERED AFFIDAVITS AND/OR DECLARATIONS**

NONE

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**APPENDIX C OF BPAI AND FEDERAL COURT DECISIONS IN RELATED  
PROCEEDINGS**

A prior appeal was remanded by the Board of Patent Appeals and Interferences, in a decision documented in the Remand of Appeal issued on December 19, 2003. The prior appeal requested that the Board review an earlier rejection of all the currently pending claims of the present application. The decision of the Board in the prior appeal found that the Examiner's Answer filed in that appeal failed to comply with MPEP 1208, and accordingly requested that the Examiner prepare a substitute Answer. The decision also concluded that the application is "special" and requires immediate action.